IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Weers et al. Group No: 1617 Application No: 10/751.342 Examiner: Carter, Kendra D Confirmation No: 7605 Attorney Docket No: 53311-US-CNT (NV 0190 00) Filed: December 31, 2003 Title: AEROSOLIZABLE PHARMACEUTICAL FORMULATION February 22, 2010 FOR FUNGAL INFECTION THERAPY San Francisco, California 94107 Commissioner for Patents Extension of Time P.O. Box 1450 Alexandria, VA 22313-1450 Applicant petitions for an extension of time under 37 C.F.R. 1.136 Via EFS Extension (Months) Extension Fee Large Entity Small Entity ☑ Response to Non-Final Office Action
 ☐ Associate Power of Attorney Statement
 ☐ Notice of Appeal (form PTO/SB31) One Month \$130.00 \$65.00 ☐ Two Months \$490.00 \$245.00 □ Drawings (Formal) ☐ Three Months \$1,110.00 \$555.00 ☐ Supplemental Information Disclosure Statement ☐ PTO-SB08 Form Total \$ 130.00 ☐ Citations
☐ Terminal Disclaimer Applicant believes that no extension of term is required. However, this conditional petition is being made in case applicant has inadvertently Postcard for Return (1) overlooked the need for a petition for extension of time.

	Claims remaining after amendment	Highest number previously paid for	Number Extra	Rate		Additional Fee
				Large Entity	Small Entity	
Total Claims	47	98	0	\$52.00	\$26.00	\$0.00
Independent Claims	3	8	0	\$220.00	\$110.00	\$0.00
Multiple Dependent Claims			0	\$390.00	\$195.00	\$0.00
Supplemental Information Disclosure Statement						
	1				Total	\$0.00

Fee Payment		Fee Deficiency		
Extension Fee \$130.00		☑ If any additional extension and/or fee is required, please charge Deposit Account No. 10-0258.		
Fee(s) for Extra Claim(s) Total	\$ 0.00	and/or If any additional fee for claims is required, please charge Deposition Account No. 10-0258.		
	\$130.00			
☐ Attached is check no. ☐ Attached is check no. ☐ ☐ Attached is check no. ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐	in the sum of \$ 0.00. count No. 10-0258 in the sum of \$130.00.	Please direct telephone calls to: Guy V. Tucker at (415) 538-155 Please continue to send correspondence to:		
CERTIFICATE OF TR	ANSMISSION (37 C.F.R. § 1.8a):	NOVARTIS Corporate Intellectual Property		
	espondence is being deposited with the			
	with sufficient postage as first class mail	One Health Plaza 104/3 Fast Hannyer N.I. 07936-1080		
in an envelope addressed to	: Commissioner for Patents, P.O. Box			

1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office at (571)273-8300, or electronically submitted via EFS on the date shown below.

Melane Vitchcook Date: February 22, 2010 Melanie Hitchcock

East Hanover, NJ 07936-1080

Respectfully-Submitted

Date: February 22, 2010 Ouy V. Tucker

Registration No. 45.302